

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff

Vs.

CR.NO. 1:05 CR 152-T

HOUSTON MIKE HOLLY, and  
JOHNNIE GRIMES d/b/a  
GRIMES GROCERY,

Defendants.

**MOTION TO WITHDRAW**

COMES now Sydney Albert (Al) Smith Attorney at Law, and files a motion to withdraw as counsel for HOUSTON MIKE HOLLEY, and cites as grounds therefore as follows:

1. On August 4, 2005, Mr. Holley advised the undersigned that he wished counsel to withdraw and that he intended to retain Mr. David Harrison to represent him in this cause.
2. All file material and discovery will be forwarded to Mr. Harrison upon request.

Respectfully submitted this the August 5, 2005.

S/Sydney Albert (Al) Smith  
ASB-3560-H70S  
Attorney at Law  
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**CERTIFICATE OF SERVICE**

I hereby certify that I have served a copy of the foregoing electronically to:

Honorable Tommie Brown Hardwick  
Assistant United States Attorney  
Middle District of Alabama  
One Court Square  
Suite 201  
Montgomery, Alabama 36104

and by U. S. Mail, postage paid, to:

Mr. David Jerome Harrison  
Attorney at Law  
PO Box 994  
Geneva , AL 36340-0994

s/Sydney Albert Smith  
Of Counsel

08/05/05  
Date